

**Bureau of Internal Affairs
Investigations Division
Confidential Investigations Section**

**30 January 2013
CL #1049118**

Accused Statement of: Police Officer Kenneth E. MILES, JR. #16402, Employee
[REDACTED]

Statement Location: Chicago Police Department
Internal Affairs Division, 3510 South Michigan Avenue

Interviewed By: Detective Shawn KENNEDY #21270, Unit 121

Typed By: Detective Shawn KENNEDY #21270, Unit 121

Witnessed By: Officer Sharon BOYD #13819

Date & Time: 30 January 2013; 0630 hours

Attorney Present: Ronald D. Dahms

IDENTIFICATION QUESTIONS

KENNEDY: What is your full name, rank, star number, unit of assignment?

MILES, JR.: Kenneth Edwin MILES, JR.; police officer; 16402; UOA: 009th
district patrol.

KENNEDY: What is your date of appointment and employee number?

MILES, JR.: 29 September 2003; [REDACTED]

KENNEDY: What is your date of birth?

MILES, JR.: [REDACTED]

KENNEDY: How long have you been assigned to your present unit?

MILES, JR.: Roughly nine years, I've been there since I started.

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BODY OF STATEMENT

KENNEDY: Have you been advised in writing of the specific charges/allegations made against you, the name of the complainant(s), the date and time of the incidents, and your administrative rights?

MILES, JR.: Yes.

KENNEDY: Did you read and understand these charges/allegations and your rights thereto?

MILES, JR.: Yes.

KENNEDY: Are you accompanied by counsel/representative of your choosing and if so, could you please identify him or her for the record?

MILES, JR.: Yes, Attorney Ronald C. Dahms

KENNEDY: Do you understand that this is an official police department report and that any deviation from the truth is a violation of Chicago Police Department Rule #14, "Making A False Report", written or oral, which could lead to charges being placed against you and lead to your dismissal from the department?

MILES, JR.: Yes.

KENNEDY: Are you ready to proceed with the statement at this time?

MILES, JR.: Yes, I am not giving this statement voluntarily but under duress. I am only giving this statement at this time because I know that I will lose my job if I refuse.

KENNEDY: According to the Attendance and Assignment Sheet for the 009th District on 07 October 2011, first watch, you were assigned to Beat 923R. Is that accurate? (Reporting tendered a copy of the document to Officer MILES, JR.)

MILES, JR.: Yes.

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KENNEDY: According to the same document, your vehicle number is [REDACTED] Is that accurate?

MILES, JR.: Yes.

KENNEDY: According to the same document, your start time was 2100 hours. Is that accurate?

MILES, JR.: Yes.

KENNEDY: According to the same document, you worked first watch. Is that accurate?

MILES, JR.: Yes.

KENNEDY: By working first watch on 07 October 2011, you would have actually reported to work at 2100 on 06 October 2011 to start your tour of duty for 07 October 2011. Is that accurate?

MILES, JR.: Yes.

KENNEDY: According to the same Attendance and Assignment Sheet, Officer Brian GARNER #8984 worked as your partner on Beat 923R on 07 October 2011. Is that accurate?

MILES, JR.: Yes.

KENNEDY: During the year 2011, was Officer Brian GARNER your regular partner on Beat 923R?

MILES, JR.: Yes.

KENNEDY: According to this four-page Police Computer Aided Dispatch (PCAD) printout of the Unit History Records, it reflects activity for Beat 923R for 06 October 2011 at 2128 hours through 07 October 2011 at 0516 hours. Is this accurate? (Reporting Detective tendered a copy of the document to Officer MILES, JR.).

MILES, JR.: Yes.

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KENNEDY: On page four of the same document, it reflects a logon date and time of 06 October 2011 at 2140 hours. Is this accurate?

MILES, JR.: Yes.

KENNEDY: The same document reflects the person that logged-on to the mobile data terminal is [REDACTED] which is the PC number for you. Is this accurate?

MILES, JR.: Yes.

KENNEDY: The same document reflects the mobile data terminal you logged-on to is [REDACTED] Is this accurate?

MILES, JR.: Yes.

KENNEDY: The same document reflects your vehicle number is [REDACTED] which also corresponds with the same vehicle number listed on the Attendance and Assignment Sheet for you and Officer Brian GARNER for that date. Is this accurate?

MILES, JR.: Yes.

KENNEDY: The same document reflects the GPS device assigned to that vehicle is I-13016. Is this accurate?

MILES, JR.: Yes.

KENNEDY: When you and Officer GARNER work together as partners and you log-on to the mobile data terminal with your log-on codes, are you generally the passenger of your vehicle for that date?

MILES, JR.: I think so, most of the times.

KENNEDY: When you and Officer GARNER work together as partners and you are the passenger of your vehicle, are you also generally the person who handles all or most reports generated during your tour of duty?

MILES, JR.: Yes.

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KENNEDY: On the top of page four of the same document, it reflects you and Officer GARNER were dispatch an assignment on 06 October 2011 at 2218 hour. Is that accurate?

MILES, JR.: Yes.

KENNEDY: Is that event number [REDACTED]

MILES, JR.: Yes.

KENNEDY: On the bottom of page three of the same document, it reflects you and Officer GARNER acknowledged the assignment on 06 October 2011 at 2218 hours. Is this accurate?

MILES, JR.: Yes.

KENNEDY: On the same page, it reflects RD number [REDACTED] was issued to Beat 923R on 06 October 2011 at 2259 hours. Is this accurate?

MILES, JR.: Yes.

KENNEDY: On the same page, it reflects a change of location (CLOC) to the 009th district with a traffic violator bond (009 TVB) on 06 October 2011 at 2317 hours. Is this accurate?

MILES, JR.: Yes.

KENNEDY: On the same page, it reflects you and Officer GARNER cleared from that assignment on 07 October 2011 at 0031 hours. Is this accurate?

MILES, JR.: Yes.

KENNEDY: Bringing your attention to the two-page Police Computer Aided Dispatch (PCAD) printout of the Event History Records for that assignment, which is event number [REDACTED] it reflects the type of assignment was an auto accident with property damage, which is indicative of "AUTOPD". Is this accurate? (Reporting Detective tendered a copy of the document to Officer MILES, JR.).

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MILES, JR.: Yes.

KENNEDY: According to the same document, the location is listed as: 437 W. 28th Street/2800 S. Canal Street. Is this accurate?

MILES, JR.: Yes.

KENNEDY: Bringing your attention to the two-page Illinois Traffic Crash Report number [REDACTED], does this correspond to the assignment you and Officer GARNER were assigned to under event number [REDACTED] (Reporting Detective tendered a copy of the report to Officer MILES, JR.)

MILES, JR.: Yes.

KENNEDY: The same document reflects an address of occurrence of 500 W. 28th Place at the intersection of Canal Street. Is this accurate?

MILES, JR.: Yes.

KENNEDY: The same document reflects the driver of Unit #1 was [REDACTED]. [REDACTED]. Is this accurate?

MILES, JR.: Yes.

KENNEDY: The same document reflects [REDACTED] was the driver of a [REDACTED] with license plate number [REDACTED]. Is this accurate?

MILES, JR.: Yes.

KENNEDY: The same document reflects [REDACTED] refused medical attention by ambulance #4. Is this accurate?

MILES, JR.: Yes.

KENNEDY: The same document reflects [REDACTED] was issued citation number [REDACTED]. Is this accurate?

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MILES, JR.: Yes.

KENNEDY: The same document reflects a signature of "K. MILES, JR." with star number 16402. Is this your signature and star number?

MILES, JR.: Yes.

KENNEDY: Did you prepare this Illinois Traffic Crash Report?

MILES, JR.: Yes.

KENNEDY: Bringing your attention to citation number [REDACTED], is this the same citation number that is also listed in Illinois Traffic Crash Report number [REDACTED]?

MILES, JR.: Yes.

KENNEDY: Is [REDACTED], the listed name on that citation, the same name of the individual as listed on Illinois Traffic Crash Report [REDACTED]?

MILES, JR.: Yes.

KENNEDY: According to the same citation, is the vehicle associated with [REDACTED], a [REDACTED] with license plate number [REDACTED]?

MILES, JR.: Yes.

KENNEDY: Is the signature of "K. MILES, JR." with star number 16402 that is listed on this citation, your signature and star number?

MILES, JR.: Yes.

KENNEDY: The traffic court key on that citation is "U". Is your traffic court key "U"?

MILES, JR.: Yes.

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KENNEDY: Did prepare and issue citation number [REDACTED] to [REDACTED] [REDACTED]?

MILES, JR.: Yes.

KENNEDY: Bringing your attention to Vehicle Tow Report number [REDACTED], it reflects a tow for the vehicle driven by Sheena [REDACTED], which is a [REDACTED] with license plate number [REDACTED]. Is this accurate? (Reporting Detective tendered a copy of the document to Officer MILES, JR.)

MILES, JR.: Yes.

KENNEDY: The listed reason for the tow is "Immediate – Traffic Crash". Is this accurate?

MILES, JR.: Yes.

KENNEDY: On the same document, "GARNER" with star number 8984 is listed in box number one. Is that accurate?

MILES, JR.: Yes.

KENNEDY: On the same document, "MILES" with a star number of 16402 is listed in box number two. Is this accurate?

MILES, JR.: Yes.

KENNEDY: Did your partner Officer GARNER prepare the Vehicle Tow Report for this assignment?

MILES, JR.: I believe so.

KENNEDY: Bringing your attention to recognizance bond number [REDACTED] does it list the same name, [REDACTED], which is the same name as listed on Illinois Traffic Crash Report number [REDACTED] citation number [REDACTED] and Vehicle Tow Report number [REDACTED] (Reporting Detective tendered a copy of the document to Officer MILES, JR.)

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MILES, JR.: Yes.

KENNEDY: Does the same recognizance bond reflect the same citation number [REDACTED] that was issued to [REDACTED]?

MILES, JR.: Yes.

KENNEDY: Does the same recognizance bond reflect [REDACTED] was issued an I-Bond on October 07, 2011 at 12:11 AM?

MILES, JR.: Yes.

KENNEDY: Do you recognize the image in this CLEAR Mugshot display lineup to be a picture of [REDACTED]? (Reporting Detective tendered a copy of the document to Officer MILES, JR.)

MILES, JR.: I don't what she look like at the time.

KENNEDY: Do you recognize any of the four images in this CLEAR Mugshot display lineup to be a picture(s) of [REDACTED]? (Reporting Detective tendered a copy of the document to Officer MILES, JR.)

MILES, JR.: I don't recall what she looks like.

KENNEDY: Do you recall [REDACTED], by name or by picture, in relationship to the traffic accident that took place on 06 October 2011 at approximately 2220 hours in the vicinity of 28th Place and Canal Street?

MILES, JR.: By the name of the report.

KENNEDY: Based on the documents you have been tendered, do you recall that you and Officer GARNER were assigned this traffic accident on 06 October 2011?

MILES, JR.: Yes.

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KENNEDY: What do you remember about the traffic accident involving [REDACTED] and her subsequent transport into the 009th district police station for a traffic violation?

MILES, JR.: I remember when we showed up at the traffic accident, [REDACTED] was irate from being in a traffic accident. We name checked her from the traffic report and issued her a ticket for the suspended license and transported her into the station for the TVB.

KENNEDY: What was [REDACTED] demeanor at the site of the traffic accident prior to you and Officer GARNER transporting her into the 009th district police station for a traffic violation?

MILES, JR.: As stated, she was a little irate.

KENNEDY: Prior to you and Officer GARNER transporting [REDACTED] into the 009th district police station, did she indicate by words or actions that she was injured?

MILES, JR.: Not that I recall. According to the traffic accident report, she refused treatment from ambulance #4.

KENNEDY: Prior to you and Officer GARNER transporting [REDACTED] into the 009th district police station, did she request medical attention?

MILES, JR.: As stated in the report, she refused medical attention.

KENNEDY: During anytime [REDACTED] was in your presence, did she request medical attention?

MILES, JR.: I don't recall and she did refuse medical attention from the report. I do recall an ambulance being on the scene.

KENNEDY: According to the Illinois Traffic Crash Report, ambulance #4 was on the scene. To your knowledge, do you recall if paramedics rendered any aid to [REDACTED]?

MILES, JR.: No I do not.

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KENNEDY: When you and your partner arrived on the scene, was an ambulance already present or did it arrive after you responded to the scene?

MILES, JR.: I do not recall if it was already there or if it arrived after we were there.

KENNEDY: When you and your partner arrived on the scene, was [REDACTED] still in her personal vehicle or was she in the ambulance?

MILES, JR.: I don't recall exactly where she was at when we arrived on the scene.

KENNEDY: Do you recall if [REDACTED] needed assistance walking from her personal vehicle or from the ambulance?

MILES, JR.: I do not recall.

KENNEDY: Do you recall if [REDACTED] needed assistance walking to the ambulance or to your Department vehicle?

MILES, JR.: I do not recall.

KENNEDY: What was [REDACTED] demeanor once inside of your Department vehicle during the time you and Officer GARNER transported her into the 009th district police station for a traffic violation?

MILES, JR.: If I remember correctly, she was a little irate.

KENNEDY: What was [REDACTED] demeanor during the time she spent in the 009th district police station while being processed for a traffic violation?

MILES, JR.: I don't recall but she eventually calmed down at the station.

KENNEDY: What was the extent of your interaction with [REDACTED] while at the site of the traffic accident?

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MILES, JR.: I believe I asked her what happened with the traffic accident and I recorded it on the traffic report.

KENNEDY: What was the extent of Officer GARNER's interaction with [REDACTED] while at the site of the traffic accident?

MILES, JR.: I don't recall his interaction.

KENNEDY: What was the extent of your interaction with [REDACTED] during the time she was being transported into the 009th district police station by you and Officer GARNER?

MILES, JR.: I don't recall any specific conversations.

KENNEDY: What was the extent of Officer GARNER's interaction with [REDACTED] during the time she was being transported into the 009th district police station by both of you?

MILES, JR.: I don't recall.

KENNEDY: What was extent of your interaction with [REDACTED] during the time she spent in the 009th district police station being processed for a traffic violation?

MILES, JR.: I don't recall the exact conversations but I believe I asked her questions to fill out the reports.

KENNEDY: What was extent of Officer GARNER's interaction with [REDACTED] during the time she spent in the 009th district police station being processed for a traffic violation?

MILES, JR.: I don't recall his interactions.

KENNEDY: Who had the most interaction with [REDACTED] between you and Officer GARNER?

MILES, JR.: I believe I did from doing the reports.

KENNEDY: While inside the 009th district police station, did you say anything of a provocative nature to [REDACTED]?

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MILES, JR.: No.

KENNEDY: While inside the 009th district police station, did you do anything of a provocative nature, by physical gesture, to [REDACTED]
[REDACTED]

MILES, JR.: No.

KENNEDY: Between you and Officer GARNER, who spent the majority of the time with [REDACTED] while in the processing area?

MILES, JR.: I would say I did from doing the reports.

KENNEDY: Did Officer GARNER leave the processing area at anytime while you and [REDACTED] were there?

MILES, JR.: I don't recall.

KENNEDY: After [REDACTED] bonded out of the 009th district police station, did you and/or Officer GARNER offer [REDACTED]
[REDACTED] a ride in your Department vehicle since she had no money or means of transportation?

MILES, JR.: I don't recall if we did but we do sometimes offer a citizen a ride, who do not have any money or means of transportation.

KENNEDY: After [REDACTED] bonded out of the 009th district police station, did you and/or Officer GARNER provide [REDACTED]
[REDACTED] a ride anywhere in your Department vehicle?

MILES, JR.: We may have but I don't recall if we did.

KENNEDY: After [REDACTED] bonded out of the 009th district police station, did you and/or Officer GARNER provide [REDACTED]
[REDACTED] or any other female citizen a ride anywhere in your Department vehicle?

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MILES, JR.: I don't recall if we did. If she needed a ride and did not have any money, we may have.

KENNEDY: If you did provide [REDACTED], or any other female citizen, a ride in your Department vehicle, where would you and Officer GARNER have transported [REDACTED] to, after she bonded out of the 009th district police station or any other female citizen?

MILES, JR.: I don't recall if we did but we sometimes transport a person to another means of transportation or to their residence, if it is within our area.

KENNEDY: A citizen, who bonded out of the 009th district police station three minutes prior to [REDACTED], used [REDACTED] cell phone outside of the station. He observed two male police officers pull up in their marked Chevy Tahoe and [REDACTED] hold a two minute flirtatious conversation with the front seat passenger of that vehicle. He subsequently observed the same two officers provide [REDACTED] a ride in their Department vehicle. Are these two officers you and Officer GARNER?

MILES, JR.: We may have provided her a ride but there were no any flirtatious conversations.

KENNEDY: If you provided a ride to [REDACTED] after she bonded out of the 009th district police station, would she have been a rear passenger of your Department vehicle?

MILES, JR.: Yes, we transport all passengers in the rear of our vehicle.

KENNEDY: On that night (06 – 07 October 2011), was Officer GARNER the driver of your Department vehicle?

MILES, JR.: I believe so.

KENNEDY: If you and Officer GARNER did provide [REDACTED] a ride in your Department vehicle, subsequent to her bonding out of the 009th district police station, would you have driven and parked your Department vehicle under a viaduct, with her still in it?

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MILES, JR.: I don't recall but I believe there would have been a reason for us to do that.

KENNEDY: At anytime while [REDACTED], or any other female citizen, may have been in your Department vehicle on 06-07 October 2011, did you pull down your pants and/or underwear, exposing yourself to that individual?

MILES, JR.: No.

KENNEDY: At anytime while [REDACTED], or any other female citizen, may have been in your Department vehicle, did you, in gesture and/or words, request any individual to perform oral sex on you?

MILES, JR.: No.

KENNEDY: At anytime you were in the vicinity of [REDACTED], did you ask her for a date?

MILES, JR.: No.

KENNEDY: At anytime you were in the vicinity of [REDACTED], did you ask her for her telephone number outside of what you wrote on the Illinois Traffic Crash Report?

MILES, JR.: No.

KENNEDY: If you and Officer GARNER provided [REDACTED] a ride in your Department vehicle, after she bonded out of the 009th district police station, would you have notified the dispatcher?

MILES, JR.: We usually do, but if we gave her a ride, I don't recall if we did or not on this occasion.

KENNEDY: On any occasion, did you contact [REDACTED] by telephone?

MILES, JR.: No.

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KENNEDY: Prior to [REDACTED] vehicle being towed from the scene of the traffic crash, did you throw her purse, containing USC and credit cards, inside of her unlocked vehicle that was going to be impounded?

MILES, JR.: Not that I recall. I would have her to bring her purse and personal items to the station.

CLOSING OF STATEMENT

KENNEDY: Is everything you told me in this statement the truth to the best of your knowledge?

MILES, JR.: Yes.

KENNEDY: Is there anything relative to this incident that you would like to add to your statement at this time?

MILES, JR.: I don't recall all of the facts regarding this incident but I know I did not do anything provocative or sexual or flirtatious. I know this because this is not how I conduct myself as an officer. I always try to be as professional as possible in dealing with citizens.

KENNEDY: After reading this statement consisting of 17 pages and finding that all information is accurate, will you sign it?

MILES, JR.: Yes.

Statement concluded at 0735 hours.

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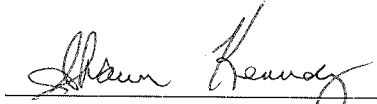
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Police Officer Kenneth E. MILES, JR. #16402

 #21270

Detective Shawn C. KENNEDY #21270

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